

AMENDED IN SENATE MARCH 24, 2011

SENATE BILL

No. 269

Introduced by Senator La Malfa

February 14, 2011

~~An act relating to firearms.~~ *An act to add Section 28237 to the Penal Code, relating to firearms.*

LEGISLATIVE COUNSEL'S DIGEST

SB 269, as amended, La Malfa. ~~Firearms.~~ *Firearms: Dealers' Record of Sale Special Account of the General Fund.*

Existing law authorizes the Department of Justice to require firearm dealers to charge firearm purchasers a fee to fund, among other specified costs, the processing of firearm purchaser information. Existing law also authorizes the department to charge a fee to reimburse it for, among other things, the actual costs associated with the preparation, sale, processing, and filing of specified forms or reports and the actual processing costs associated with the submission of a dealer's record of sale. Existing law requires all moneys received by the department pursuant to these provisions to be deposited in the Dealers' Record of Sale Special Account of the General Fund, to be available, upon appropriation by the Legislature, for expenditure by the department to offset specified costs.

This bill would require the Department of Justice, on or before July 1 to annually issue a report to the Legislature regarding the status of the revenues generated by the Dealers' Record of Sale fees pursuant to this article. The bill would require the report to contain information regarding the balance of the account and expenditures and loans from the account, as specified.

~~Existing law regulates the carrying of firearms and authorizes the issuance of a license, as specified, to persons enabling them to carry firearms that are concealed, or loaded, as specified.~~

~~This bill would declare the intent of the Legislature to enact legislation to make changes to current firearm laws.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 28237 is added to the Penal Code, to
2 read:

3 28237. (a) The Department of Justice, on or before July 1
4 shall annually issue a report to the Legislature regarding the status
5 of the revenues generated by the Dealers' Record of Sale fees
6 pursuant to this article. The report shall contain all of the
7 following:

8 (1) The balance of the Dealers' Record of Sale Special Account
9 of the General Fund as of July 1 of the year previous to the
10 issuance of the report.

11 (2) The balance of the Dealers' Record of Sale Special Account
12 of the General Fund as of June 30 of the same year as the year
13 the report is issued.

14 (3) Itemized expenditures of funds in the Dealers' Record of
15 Sale Special Account of the General Fund. Each itemized
16 expenditure in the report shall include a reference to the statutory
17 authority authorizing that expenditure.

18 (4) Information regarding every loan made from funds in the
19 Dealers' Record of Sale Special Account of the General Fund
20 including the date, amount, recipient, and reimbursement status
21 of every loan.

22 (b) The report shall be submitted in compliance with Section
23 9795 of the Government Code.

24 ~~SECTION 1. It is the intent of the Legislature to enact~~
25 ~~legislation to make changes to current firearm laws.~~